

DOCKET NO.: ISIS-4943



113 H DAC
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Cook, et al.

Serial No.: 09/996,263

Group Art Unit: Not yet assigned

Filing Date: November 28, 2001

Examiner: Not yet assigned

For: Sugar Modified Oligonucleotides

DATE OF DEPOSIT: Dec. 19, 2001

I HEREBY CERTIFY THAT THIS PAPER IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231.

Joseph Lucci
JOSEPH LUCCI
REGISTRATION NO.: 33,307

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JAN 28 2002

OFFICE OF PETITIONS

Assistant Commissioner for Patents
Washington DC 20231

**NOTIFICATION OF ERROR IN PAYMENT OF FEE(S)
AS A SMALL ENTITY (37 C.F.R. § 1.28(C))**

1. On November 28, 2001, a small entity assertion was erroneously filed in this application.
2. This assertion of small entity status in this application and the payment of fee(s) as a small entity were made in good faith.
3. It has now been brought to the attention of applicants' attorney that this application is not entitled to a small entity status as previously established.
- 4.

| Fee Erroneously Paid as a Small Entity | Actual Fee Paid as Small Entity | Deficiency Owed |
|--|---------------------------------|-----------------|
| Filing Fee Paid 11/28/01 | \$370.00 | \$370.00 |

5. This payment of deficiency operates as notification of loss of status.

Adjustment date: 01/28/2002 6TEFFERA
12/03/2001 SSITHIBI 00000003 09996263
01 FC:201 -370.00 OP

01/28/2002 6TEFFERA 00000141 09996263

01 FC:101

740.00 OP

6. The total deficiency owed is paid as follows:

A check in the amount of \$370.00 is attached.

Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.

Date: DEC. 19, 2001

Joseph Lucci

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Registration No. 33,307

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